

# UNITED STATES DISTRICT COURT

for the  
Middle District of Pennsylvania

Rauschenberger Innovations GmbH

*Plaintiff*

v.

Yi Chang Shi Hua Xiang Lai Shang

Ltd. *Defendant*

Civil Action No. 1:24-CV-02174

Song Yang Xian Yan Zi Dian ZI

Shang Wu Co. Ltd.

## WAIVER OF THE SERVICE OF SUMMONS

To: Susan Metcalfe & Eliza Hall, Potomac Law Group PLLC

*(Name of the plaintiff's attorney or unrepresented plaintiff)*

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date: May 23, 2025

Song Yang Xian Yan Zi Dian ZI

Shang Wu Co. Ltd.

Yi Chang Shi Hua Xiang Lai Shang

*Printed name of party waiving service of summons*

s/ Joseph Farco

*Signature of the attorney or unrepresented party*

Joseph Farco, Esq.

*Printed name*

Bochner PLLC

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(212) 506-6143

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### Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.

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